

MAR 29 2005

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FAX NUMBER:  
703-872-9306

FROM:  
Robert J. Lipka

PHONE NUMBER:  
908-298-5056

TOTAL NO. OF PAGES INCLUDING COVER  
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DATE  
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**PLEASE HAND DELIVER**

In re Application of US Patent Application No. 10/816,663  
For Patent For: "COMPOSITIONS AND METHOD FOR TREATING INFECTION IN  
CATTLE AND SWINE"  
Filing Date: 04/02/2004  
Our Ref.: AH06021US01  
Applicant: Shuster

Transmitted herewith are:

- Fax Cover Sheet – 1 page
- Certificate of Fax Transmission – 1 page
- Information Disclosure Statement – 2 pages
- Form PTO 1449 – 1 page (in duplicate)
- Reference – 3 documents (3 pages)

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PHONE: (908)298-3955

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MAR 29 2005

Case No. AH06021

EV533188744 US

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Application of:  
Shuster et al.: Examiner: TBA  
:  
:For: COMPOSITIONS  
AND METHOD FOR TREATING  
INFECTION IN CATTLE AND SWINE: Art Unit: 1645  
:

Serial No.: 10/816,663

Filed: 4/2/04  

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Commissioner for Patents,  
P.O. Box 1450  
Alexandria, Virginia 22313-1450**TRANSMITTAL OF SUPPLEMENTAL INFORMATION DISCLOSURE  
STATEMENT**

Sir:

As this submission pre-dates the receiving of an Office Action on the merits, it is not believed that any fee is due. In the event a fee is due, the Commissioner is authorized to charge the same to Deposit Account No. 19-0365.

Pursuant to 37 C.F.R. § 1.56, applicants hereby disclose the following information for consideration by the Examiner:

Each of the documents listed on accompanying PTO Form 1449 submitted herewith. A copy of each listed document is enclosed for the convenience of the Examiner, which copy is the best available to the Applicant at this time; the Examiner is requested to disregard any underlining or marginal notation (if any) appearing in a copy, since marking may have

Case No. AH06021

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been done for another purpose and may not pertain in any manner to the subject application.

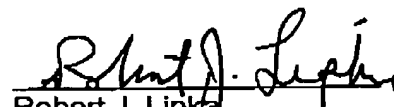
The listed documents may be relevant to examination of the application. Inclusion of the document is not an admission that the document is prior art with respect to the invention of the application and is not to be construed as an admission that anything in the document renders any claim of the application unpatentable.

Applicants assert that the claimed invention is patentable over the documents listed on PTO-1449.

This paper is being filed to remedy an error regarding one of the cited references in the disclosure filed March 28, 2005. The reference listed as AT on the form is in fact three separate abstracts from the same journal. Form 1449 has been corrected to remedy this error.

The Examiner is kindly requested to initial and return the PTO-1449 Form to evidence consideration of these documents.

Respectfully submitted,



Robert J. Lipka  
Reg. No. 42,807  
Registered Representative  
(908) 298-5056

Attorney Docket No.: AH06021US01

Application No.: 10/816,663

Filing Date: 04/02/2004

First Named Inventor: Shuster

PTO/SB/87 (08-03)

Approved for use through 07/31/2006. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

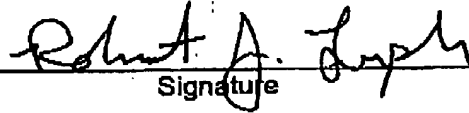
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This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

*If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.*

MAR 29 2005

Sheet 1 of 1

FORM PTO-1449		U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE		ATTY. DOCKET NO.: AH06021		SERIAL NO.: 10/816,663	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b> <i>(Use several sheets if necessary)</i>				APPLICANT: Shuster et al.			
				FILING DATE: 4/2/04		GROUP: 1617	
<b>U.S. PATENT DOCUMENTS</b>							
*EXAMINER INITIAL		DOCUMENT NUMBER	DATE	NAME	CLASS	SUB- CLASS	FILING DATE IF APPROPRIATE
	AA						
	AB						
	AC						
	AD						
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<b>FOREIGN PATENT DOCUMENTS</b>							
		DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUB- CLASS	TRANSLATION YES NO
	AL						
	AM						
	AN						
	AO						
	AP						
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>							
	AQ						
	AR						
	AS						
	AT	Nowakowski et al., Pharmacokinetic Profiles of some Triamilides, a New Class of Macrolide, in Mice and Cattle, J. Vet Pharmacol. Therap. A-22, 26 (Supp 1) 82-307, p. 100 (2003)					
	AU	Karnicker et al., Therapeutic and Metaphylactic Activity of Azalides and Triamilides in the Treatment of Naturally Occuring Bovine Respiratory Disease, J. Vet Pharmacol. Therap., D-26, 26 (Supp 1) 82-307, p. 233-234 (2003)					
	AV	Karnicker et al., Therapeutic and Prophylactic Activity of Azalides and Triamilides in the Treatment of Bovine Respiratory Disease, J. Vet Pharmacol. Therap., D-27, 26 (Supp 1) 82-307, p. 234 (2003)					
EXAMINER				DATE CONSIDERED			
*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.							

Sheet 1 of 1

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